

## Message Text

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ACTION L-03

INFO OCT-01 EUR-12 ISO-00 CAB-02 CIAE-00 COME-00  
DODE-00 DOTE-00 EB-08 INR-07 NSAE-00 FAA-00 /033 W  
-----003108 232105Z /41

R 231357Z DEC 77

FM AMEMBASSY BONN

TO SECSTATE WASHDC 4278

LIMITED OFFICIAL USE BONN 21294

E.O. 11652: N/A

TAGS: EAIR, WB, GW, US

SUBJECT: PAN AM IGS CLAIM

REF: BONN 20564

1. EMBASSY DECEMBER 22 RECEIVED NOTE FROM FOREIGN  
OFFICE ON PAN AM CLAIM, TRANSLATION OF SUBSTANTIVE  
PORTION WHICH FOLLOWS:  
FOLLOWING A DETAILED REVIEW OF THE ARGUMENTS PUT FORTH  
IN THE ABOVE CITED AIDE-MEMOIRE, THE FEDERAL GOVERNMENT  
STILL CANNOT SEE ITS WAY TO ENTERTAIN THE CONCEPT OF AN  
INFORMAL SETTLEMENT OF THE CLAIMS BY PAN AMERICAN  
ARISING OUT OF ACTIONS BY AIR TRAFFIC CONTROLLERS IN  
1973. EVEN THE FACT THAT PAN AMERICAN ON THE BERLIN  
SERVICES IS PROVIDING AN INNER-GERMAN OPERATION DOES  
NOT QUALIFY THE COMPANY TO BE GRANTED A STATUS  
EQUAL TO THAT OF A CARRIER OF THE FEDERAL REPUBLIC OF  
GERMANY. THE OBJECTION CONCERNING LACK OF ASSURANCE  
OF RECIPROCITY CAN THEREFORE NOT BE WAIVED. FURTHERMORE,  
THE FEDERAL GOVERNMENT WISHES TO POINT OUT THAT THE  
FEDERAL ADMINISTRATION FOR AIR NAVIGATION SERVICES  
(BUNDESANSTALT FUER FLUGSICHERUNG-BFS), IMMEDIATELY  
UPON BEGINNING OF THE AIR TRAFFIC CONTROLLERS ACTION,  
INSTRUCTED THE CONTROLLERS TO HANDLE BERLIN AIR TRAFFIC  
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ON A PRIORITY BASIS. FINALLY, IT MUST NOT BE OVERLOOKED  
THAT THE REDUCTION OF THE PASSENGER VOLUME FROM AND TO  
BERLIN (WEST) HAD ALREADY STARTED PRIOR TO THE AIR  
TRAFFIC CONTROLLERS ACTION AS A RESULT OF FACILITATION  
OF SURFACE TRANSPORTATION (BASED ON THE TRANSIT AGREE-  
MENT OF JUNE 3, 1972) AND THAT THIS TREND CONTINUED  
AFTER TERMINATION OF THE ACTION IN 1974.

2. WE DOUBT THAT THERE IS ANY USE PURSUING THIS MATTER  
FURTHER WITH THE FEDERAL GOVERNMENT AT THIS TIME. IT  
SEEMS LIKELY THAT NOTHING SHORT OF A FAVORABLE COURT  
DECISION WILL BRING PAN AM THE COMPENSATION IT SEEKS.  
ACTION REQUESTED: DEPARTMENT PLEASE ADVISE ON WHAT IF  
ANY FURTHER APPROACH SHOULD BE MADE TO THE FEDERAL  
GOVERNMENT.  
STOESSEL

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** CLAIMS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 23-Dec-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977BONN21294  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770480-0301  
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**Message ID:** 46c8cafd-c188-dd11-92da-001cc4696bcc  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
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**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** 78 BONN 20564  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 30-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
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**Review Withdrawn Fields:** n/a  
**SAS ID:** 141618  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** PAN AM IGS CLAIM  
**TAGS:** EAIR, WB, GE, US, PAM AM  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/46c8cafd-c188-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009